

FILED

SEP 28 1989

United States District Court

Northern

District of

Oklahoma

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

JOSEPH MARVIN WHITEHEAD

Case Number 89-CR-061-001-B

(Name of Defendant)

David Booth

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One and Three
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
42 USC 408(g)(2)	Use of False Social Security Number	1
18 USC 1028(a)(3)	Possession of Five or More Identification Documents	3

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☒ Count(s) Two (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 100.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

447-48-2306

Defendant's mailing address:

Conner Correctional CenterHominy, Oklahoma

Defendant's residence address:

September 28, 1989

Date of Imposition of Sentence

Signature of Judicial Officer

Thomas R. Brett, U.S. District Judge

Name & Title of Judicial Officer

Date

Defendant: WHITEHEAD, Joseph Marvin
Case Number: 89-CR-061-001-B

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of seventy-two (72) months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: WHITEHEAD, Joseph Marvin
Case Number: 89-CR-061-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Three (3) years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.
Jack C. Silver, Clerk
By [Signature]
Deputy

Defendant: WHITEHEAD, Joseph Marvin
Case Number: 89-CR-061-001-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) you shall submit to urinalysis as directed by the U.S. Probation Office.
- 16) you shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Office.

United States District Court

SEP 27 1989

Northern

District of Oklahoma

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACTFestus Olu Olumiradesa
aka Festus Olu Pitan

Case Number 89-CR-018-001-B

(Name of Defendant)

Dan Doris

Defendant's Attorney

THE DEFENDANT:

- ☐ pleaded guilty to count(s) _____.
- ☒ was found guilty on count(s) One and Two of the Superceding Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18 USC 371	Mail Fraud Conspiracy	One
13 USC 1702	Obstruction of Correspondence	Two

The defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 100, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

445-92-8897

Defendant's mailing address:

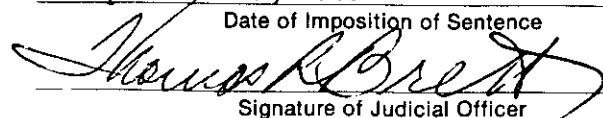
1741 South PoplarBroken Arrow, Oklahoma 74012

Defendant's residence address:

1741 South PoplarBroken Arrow, Oklahoma 74012

September 27, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge

Name & Title of Judicial Officer

September 27, 1989

Date

Defendant: Festus Olu Olumiradesa (Pitan)
Case Number: 89-CR-018-001-B

Judgment—Page 2 of 5**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of Twelve (12) months.

As to Counts One and Two, to run concurrent with each other.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: Festus Olu Olumiradesa (Pitan)
Case Number: 89-CR-018-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Three (3) years.

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

The defendant is prohibited from incurring new credit charges or opening additional lines of credit without approval of the U. S. Probation Officer unless the defendant is in compliance with a payment schedule for making restitution.

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By *[Signature]*
Deputy

Defendant: Festus Olu Olumiradesa (Pitan)
Case Number: 89-CR-018-001-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) the defendant shall submit to urinalysis as directed by the U. S. Probation Officer;
- 16) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Officer.

~~These conditions are in addition to any other conditions imposed by this Judgment.~~

Defendant: Festus Olu Olumiradesa (Pitan)
Case Number: 89-CR-018-001-B

**RESTITUTION, FORFEITURE, OR
OTHER PROVISIONS OF THE JUDGMENT**

The defendant shall make restitution in the amount of \$4,000 to:

Mellon Bank
Post Office Box 35103
Wilmington, Delaware 19885-9904

ATTN: Special Fraud Control Agent-Lanczkowski

as directed by the U. S. Probation Officer

United States District Court

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

Roger L. Edwards

Case Number 89-CR-59-02-C

FILED

720 S. Toledo
Tulsa, Oklahoma 74112
(Name of Defendant)

David Booth

SEP 27 1989

Defendant's Attorney Jack C. Silver, Clerk
U.S. DISTRICT COURT

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One (1) of the Indictment
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18:371	Conspiracy to Steal Interstate Shipment	I

United States District Court
Northern District of Oklahoma
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

The defendant is sentenced as provided in pages 2 through 3 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

Jack C. Silver, Clerk

By R. Mullen
Deputy

- ☐ The defendant has been found not guilty on count(s) _____ and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

441-52-5424September 21, 1989

Date of Imposition of Sentence

Defendant's mailing address:

720 S. ToledoTulsa, OK 74112

H. Dale Cook
Signature of Judicial Officer

H. Dale Cook, Chief U.S. District Judge
Name & Title of Judicial Officer

Defendant's residence address:

SameSeptember 21, 1989

Date

Judgment—Page 2 of 3

Defendant: Roger L. Edwards
Case Number: 89-CR-59-02-C

PROBATION

The defendant is hereby placed on probation for a term of Three (3) Years.

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

That as a condition of Probation the defendant serve a term of 60 days community confinement. It is further ordered, that while serving this term of community confinement, the defendant be allowed to be outside of the facility during curfew hours in the course of his employment.

Defendant: Roger L. Edwards
Case Number: 89-CR-59-02-C

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- (15) You shall submit to urinalysis as directed by the U.S. Probation Office.
- (16) You shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Officer.

United States District Court

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

JESUS R. SAUCEDO

Case Number 89-CR-063-001-C

SEP 27 1989

(Name of Defendant)

Michael Abzug

Defendant's Attorney
U.S. DISTRICT COURT

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One (1) of the Indictment
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	United States District Court (s) Northern District of Oklahoma
21 USC 841(a)(1) and 21 USC 841(b)(1)(A)	Possession of Schedule II Narcotic Controlled Substance (Cocaine) with Intent to Distribute (109 Kilograms)	I hereby certify that the foregoing is a true copy of the original on file in this Court.

Jack C. Silver, Clerk

By R. Smiley
Deputy

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

461-58-6817

Defendant's mailing address:

234 Valencia

El Paso, Texas 99105

Defendant's residence address:

Same

September 25, 1989

Date of Imposition of Sentence

Signature of Judicial Officer

H. Dale Cook, Chief U. S. District Judge

Name & Title of Judicial Officer

Date

Defendant: JESUS R. SAUCEDO
Case Number: 89-CR-063-001-C

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 121 months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States Marshal.
☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
☐ at _____ p.m. on _____.

☐ as notified by the Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☒ before ^{9:00 a.m.} ~~XXXXXX~~ on 10-30-89.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: JESUS R. SAUCEDO
Case Number: 89-CR-063-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

Five (5) years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: JESUS R. SAUCEDO
Case Number: 89-CR-063-001-C

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) you shall submit to urinalysis as directed by the U. S. Probation Office.
- 16) you shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

United States District Court

NORTHERN District of OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

HOWARD M. BEALL

Case Number 89-CR-057-001-C

(Name of Defendant)

Ronald Bennett
Defendant's Attorney

SEP 25 1989

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One, Two and Three of the Indictment
☐ was found guilty on count(s) _____ after a
plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18 USC 2113(a)&(d)	Armed Bank Robbery	One & Three
18 USC 924(c)	Carrying a Firearm During a Robbery	Two

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☒ Count(s) IV of the Indictment (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$150, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

351-44-5102

Defendant's mailing address:

c/o Paul Beall
1505 Dial Court

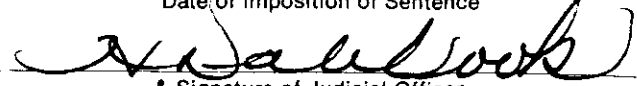
Springfield, Illinois

Defendant's residence address:

Same as above

September 21, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

The Honorable H. Dale Cook

Chief U. S. District Judge (United States District Court) ss

Name & Title of Judicial Officer

I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Date

Jack C. Silver, Clerk

By

Deputy

Defendant: **Howard M. Beall**
Case Number: **89-CR-057-001-C**

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 387 months.

Count I - 300 months,

Count III- 300 months, 27 months in Count III to run consecutively
to the sentence in Count I, and

Count II - 60 months to run consecutively to Counts I and III.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Judgment—Page 3 of 4

Defendant: **Howard M. Beall**
Case Number: **89-CR-057-001-C**

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

Five (5) years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: **Howard M. Beall**
Case Number: **89-CR-057-001-C**

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) the defendant shall not possess a firearm, or any other dangerous weapon.
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) the defendant shall submit to urinalysis as directed by U. S. Probation Officer.

United States District Court

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

Lee Holt

Case Number 89-CR-48-01-C

725 S. 49th West Avenue
Tulsa, Oklahoma 74127

(Name of Defendant)

June Tyhurst

Defendant's Attorney

FILED
SEP 25 1989
U.S. DISTRICT COURT

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One and Two of the Indictment
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
26:5861(e) & 5871	Illegal Transfer/Machine Gun	Count One
42:408(g)(2)	Use of False Social Security Number	Count Two

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 100, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

443-76-3677

Defendant's mailing address:

725 S. 49th West Avenue
Tulsa, Oklahoma 74127

Defendant's residence address:

sameSeptember 20, 1989

Date of Imposition of Sentence

H. Dale Cook
 Signature of Judicial Officer

H. Dale Cook, Chief U.S. District Judge

Name & Title of Judicial Officer

September 20, 1989

Date in this Court.

Jack C. Silver, Clerk

By R. Minter
 Deputy

Defendant: Lee Holt
Case Number: 89-CR-48-01-C

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 18 months

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

At 9:00 a.m.
☒ before ~~2 p.m.~~ on October 30, 1989, provided bond is executed.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: Lee Holt
Case Number: 89-CR-48-01-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
three years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: Lee Holt
Case Number: 89-CR-48-01-C

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) You shall submit to urinalysis as directed by the U.S. Probation Officer.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Officer.

United States District Court

NORTHERN District of OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

JAMES DEAN SNIDER

Case Number

89-CR-048-001-C

FILED

SEP 25 1989

(Name of Defendant)

Larry Gullekson, Jack C. Silver, Clerk
Defendant's Attorney U.S. DISTRICT COURT

THE DEFENDANT:

- ☐ pleaded guilty to count(s) _____
☒ was found guilty on count(s) One (I) of the Superseding Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
26 USC 5861(e) & 5871	Illegal Transfer of Unregistered Firearm (Machine Gun)	One (I)

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☒ Count(s) One of the Indictment (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

448-68-4659

Defendant's mailing address:

303 South 117th Place

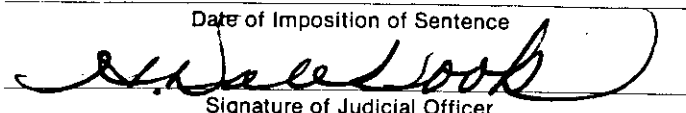
Tulsa, Oklahoma 74128

Defendant's residence address:

Same as above

September 20, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

H. Dale Cook, Chief

United States District Judge ss

Name & Title of Judicial Officer

I hereby certify that the foregoing is a true copy of the original on file in this Court.

Date

Jack C. Silver, Clerk

By

Deputy

Defendant: **James Dean Snider**
Case Number: **89-CR-048-001-C**

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 8 months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: **James Dean Snider**
Case Number: **89-CR-048-001-C**

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

Three (3) years _____

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

The defendant shall participate in a drug treatment program as directed by the United States Probation Office.

Defendant: **James Dean Snider**
Case Number: **89-CR-048-001-C**

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) the defendant shall not possess a firearm, or any other dangerous weapon.
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) as directed by the U. S. Probation Officer, the defendant shall participate in drug analysis.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

SEP 25 1988

JACK D. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN ANDREW BRAUN,

Defendant.

No. 87-CR-52-C

ORDER

Now before the Court for its consideration is the motion of defendant to correct illegal sentence pursuant to Rule 35(a) F.R.Cr.P.

Defendant pleaded guilty to two counts of a superseding indictment. Count 2 alleged possession with intent to distribute methamphetamine and Count 6 alleged possession with intent to distribute amphetamine. Neither Count alleged any specific amount of the drugs in question. Defendant was sentenced to two concurrent terms of ten years.

Defendant correctly notes that in United States v. Crockett, 812 F.2d 626 (10th Cir. 1987), the court held that under 21 U.S.C. §841, the quantity of marijuana involved must be charged before an enhanced penalty could be imposed. The court noted the statutory language then in effect as follows:

Subparagraph (b)(1)(B) of 21 U.S.C. §841 provides for a maximum fifteen-year imprisonment and \$125,000 fine "except as provided in subparagraphs (A) and (C)." Subparagraph (C) provides for a maximum five-year imprisonment and \$50,000 fine "[i]n the case of less than 50 kilograms of marihuana."

Defendant has also referred to United States v. Brandon, 847 F.2d 625 (10th Cir. 1988), which applied the same rationale to cocaine under 21 U.S.C. §841(b)(1)(B)(ii). However, there is no similar provision regarding amphetamine or methamphetamine. Defendant's assertion that Crockett and Brandon apply to all controlled substances is without support in the statutory language. The sentence imposed by the Court was within the applicable range.

Although it should be needless to state, the defendant's assertion that the Assistant United States Attorney "personally orchestrated the construction of a technically deficient indictment" for the purpose of obtaining an enhanced penalty is without basis.

It is the Order of the Court that the motion of defendant to correct illegal sentence is hereby DENIED.

It is the further Order of the Court that the motion of the defendant to strike surplus pleading is hereby DENIED.

IT IS SO ORDERED this 25th day of September, 1989.


H. DALE COOK

Chief Judge, U. S. District Court

United States District Court

Northern

District of

Oklahoma

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

GARY LEE BLAYLOCK

Case Number 89-CR-059-001-C

FILED
SEP 25 1989

(Name of Defendant)

Robert Brown

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One (1) of the Indictment.
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18 USC 371 & 659	Conspiracy to Embezzle and Unlawfully Take Goods from Interstate Shipment	One

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

440-40-1559

Defendant's mailing address:

1773 So. 79th E. Avenue #227

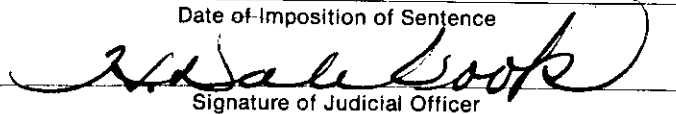
Tulsa, Oklahoma 74112

Defendant's residence address:

Same

September 21, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

H. Dale Cook, Chief U.S. District Judge
Name & Title of Judicial Officer

I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Date

Jack C. Silver, Clerk

By

Deputy

Defendant: BLAYLOCK, Gary Lee
Case Number: 89-CR-059-001-C

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of Eight (8) Months.

☒ The Court makes the following recommendations to the Bureau of Prisons:

If possible, the defendant be placed at Federal Correctional Institution, El Reno, Oklahoma, for the service of his sentence.

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☒ before 2 p.m. on October 23, 1989.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: BLAYLOCK, Gary Lee
Case Number: 89-CR-059-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Three (3) Years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: BLAYLOCK, Gary Lee
Case Number: 89-CR-059-001-C

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) you shall submit to urinalysis as directed by the U.S. Probation Office.
- 16) you shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Office.

United States District Court

SEP 23 1989

NORTHERN

District of

OKLAHOMA

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

**JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT**

JOHNNY E. GLOVER

Case Number 89-CR-56-001-E

(Name of Defendant)

Mark Thetford

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
21:USC:846	Conspiracy to Manufacture and Distribute Methamphetamine	One

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

445-44-6476

Defendant's mailing address:

12305 N. Cincinnatti

Tulsa, OK 74075

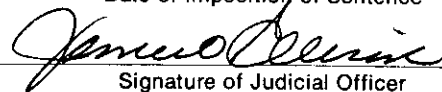
Defendant's residence address:

12305 N. Cincinnatti

Tulsa, OK 74075

September 22, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, U.S. District Judge

Name & Title of Judicial Officer

September 22, 1989

Date

Defendant: GLOVER, Johnny E.
Case Number: 89-CR-56-001-E

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 121 months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Judgment—Page 3 of 4

Defendant: GLOVER, Johnny E.
Case Number: 89-CR-56-001-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 yrs.

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: GLOVER, Johnny E.
Case Number: 89-CR-56-001-E

United States District Court
Northern District of California
I hereby certify that the foregoing
is a true and correct copy of the original on file
in this Court.

Jack C. Silver, Clerk

By DM Callahan
Deputy

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) You shall submit to urinalysis as directed by the U.S. Probation Officer.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Officer.

SEP 25 1989

United States District Court

NORTHERN District of OKLAHOMA

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

ROBERT LEE GLOVER

Case Number 89-CR-056-002-E ✓

(Name of Defendant)

Martin Hart

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One (I) & Two (II) of the Indictment
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
21 USC 846 & 841(a)(1)	Conspiracy to Possess With Intent to Distribute and to Distribute Methamphetamine	One (I)
18 USC 2	Aiding and Abetting the Distribution of Methamphetamine	Two (II)

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$100, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

444-38-7607

Defendant's mailing address:


1109 Sunset StripMiami, Oklahoma 74354

Defendant's residence address:

Same as above

September 22, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

The Honorable James O. Ellison
U. S. District Judge

Name & Title of Judicial Officer

Date

Defendant: **Robert Lee Glover**
Case Number: **89-CR-056-002-E**

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 151 months.

Count I - 151 months

Count II - 151 months, to run concurrent with the sentence imposed in Count I

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: **Robert Lee Glover**
Case Number: **89-CR-056-002-E**

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Five (5) years

Count I - Five (5) years

Count II- Five (5) years to run concurrent with Count I,
pursuant to Title 18, United States Code,
Section 3624(e)

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: **Robert Lee Glover**
Case Number: **89-CR-056-002-E**

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
 - 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
 - 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
 - 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
 - 5) the defendant shall support his or her dependents and meet other family responsibilities;
 - 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
 - 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
 - 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
 - 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
 - 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
 - 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
 - 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
 - 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
 - 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
 - 15) the defendant shall not possess a firearm, or any other dangerous weapon.
- These conditions are in addition to any other conditions imposed by this Judgment.
- 16) The defendant shall submit to urinalysis as directed by the U. S. Probation Office.

United States District Court)
Northern District of Oklahoma) SS

I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By DM Callough
Deputy

United States District Court

Northern

District of

Oklahoma

 SEP 25 1989
 Jack C. Silver, Clerk
 U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

DAVID ZALE WANN

Case Number 89-CR-056-003-E

(Name of Defendant)

Ron Daniels

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One and Two of the Indictment.
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
21 USC 846, 841(a)(1)	CONSPIRACY TO POSSESS WITH INTENT TO DISTRIBUTE AND TO DISTRIBUTE METHAMPHETAMINE	One (1)
18 USC 2	AIDING & ABETTING THE DISTRIBUTION OF METHAMPHETAMINE	Two (2)

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 100.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

448-40-6764

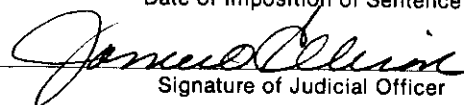
September 22, 1989

Date of Imposition of Sentence

Defendant's mailing address:

1210 West Brooks

Claremore, OK 74017



Signature of Judicial Officer

James O. Ellison, U.S. District Judge

Name & Title of Judicial Officer

Defendant's residence address:

Same.

Date

Defendant: WANN, David Zale
Case Number: 89-CR-056-003-E

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 120 months.

Count One (1) - 120 months

Count Two (2) - 120 months concurrent with Count One (1).

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at a.m.
 p.m. on .

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on .

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on to at
 , with a certified copy of this Judgment.

United States Marshal

By
Deputy Marshal

Defendant: WANN, David Zale
Case Number: 89-CR-056-003-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

Five (5) years

Count One (1) - Five (5) years

Count Two (2) - Five (5) years - concurrent pursuant to 18:3624(e)

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: WANN, David Zale
Case Number: 89-CR-056-003-E

United States District Court
Northern District of California
Probation Department
is a true and correct copy of the original entered
in the Court.

Jack G. Miller, Clerk

By BT Mullough
Deputy


STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) you shall submit to urinalysis as directed by the U.S. Probation Office.
- 16) you shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Office.


H. DALE COOK
Chief Judge, U. S. District Court

Report and Order Terminating Probation
Prior to Original Expiration Date

United States District Court
FOR THE

SEP 20 1989

NORTHERN DISTRICT OF OKLAHOMA

Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

Crim. No. 86-CR-184-001-B ✓

Kenneth Havice

On January 6, 1987 the above named was placed on probation for a period of 4 years. The probationer has complied with the rules and regulations of probation and is no longer in need of probation supervision. It is accordingly recommended that the probationer be discharged from probation.

Respectfully submitted,

Christi Williams
U.S. Probation Officer
Christi Williams

ORDER OF COURT

Pursuant to the above report, it is ordered that the probationer be discharged from probation and that the proceedings in the case be terminated.

Dated this 19th day of September, 19 89

Thomas R. Brett
United States District Judge
The Honorable Thomas R. Brett

Interest.

JACK O. SILVER, CLERK
U.S. DISTRICT COURT

No. 87-CR-167-C

¹Rule 35 has been amended, taking away a defendant's right to file such a motion. These amendments do not apply to offenses committed prior to November 1, 1987. United States v. Garcia, 879 F.2d 803, 804 n.1 (10th Cir. 1989).

He further asserts that the Court did not make factual findings regarding the defendant's ability to pay restitution, thus violating such decisions as United States v. Watchman, 749 F.2d 616 (10th Cir. 1984).

In its response, the government concedes that the Court made no factual findings, and asks the Court to hold a hearing whereby such findings can be made.

Neither party has addressed the applicability of Rule 35(a) to this situation. The defendant was represented by counsel at sentencing, and did not object to the restitution amount. The presentence report listed 193 identified victims and a loss of \$3,501,623.68. Both defendant and his counsel were asked if they had previously read the presentence report and if it was accurate and correct, and both answered affirmatively. Cf. United States v. Pogue, 865 F.2d 226, 230 (10th Cir. 1989). The defendant did not appeal from the sentence pronounced against him. He did not raise the restitution issue in his Rule 35(b) motion, but raises it now for the first time. In United States v. Youpee, 836 F.2d 1181 (9th Cir. 1988), a defendant's Rule 35(b) motion raising a restitution issue, filed outside the 120-day limitation period of that provision, was denied by the trial court as untimely. The appellate court, citing no authority, held that on its face the motion was one to correct a sentence under Rule 35(a) which could be brought at any time. Id. at 1182. This analysis pays insufficient attention to the language of the Rule. What may be brought at any time is not a motion to correct a sentence, but a motion to correct an illegal sentence. An illegal sentence is one that the

judgment of conviction did not authorize. United States v. Morgan, 346 U.S. 502, 506 (1954). There has been no showing that the Court was not authorized to impose restitution; rather, the method of imposition has been challenged.² Thus, defendant's motion is not one seeking to correct an illegal sentence, but is arguably one seeking to "correct a sentence imposed in an illegal manner." Former Rule 35(a) provided that such a motion must be brought within the time provided for reduction of sentence (i.e., 120 days). Defendant's motion is therefore untimely. Cf. Urry v. United States, 316 F.2d 185 (10th Cir. 1963).

It is the Order of the Court that the motion of the defendant pursuant to Rule 35(a) to set aside illegal sentence is hereby DENIED.

IT IS SO ORDERED this 20th day of September, 1989.


H. DALE COOK
Chief Judge, U. S. District Court

²The Victim and Witness Protection Act does not prohibit a court from imposing a restitutionary sentence upon a defendant who is indigent at the time of sentencing. United States v. Keith, 754 F.2d 1388, 1393 (9th Cir.) cert. denied, 474 U.S. 829 (1985).

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA**

JOE BLANTON,	}	
	}	
Petitioner,	}	
	}	
vs.	}	No. 87-CR-118-C
	}	No. 88-CR- 61-C
	}	No. 88-C-1643-C
UNITED STATES OF AMERICA,	}	
	}	
Respondent.	}	

ORDER

Before the Court is the motion of petitioner Joe Blanton to correct an alleged illegal sentence pursuant to Rule 35(a) F.R.Cr.P.

Petitioner contends that imposition of the special assessment rendered his sentence illegal in that the imposition is in violation of the origination clause of the United States Constitution, Article I, §7, citing USA v. Munoz Flores, 863 F.2d 655 (9th Cir. 1988).

There is no indication that the Tenth Circuit Court of Appeals would follow the holding of the Ninth Circuit in concluding that the imposition of the special assessment violates the Constitution, therefore this Court declines to do so.

Petitioner contends that the Court did not make sufficient factual finding prior to imposing restitution and therefore the restitution Order should be set aside. Petitioner relies on two cases, USA v. Watchman, 749 F.2d 616 (10th Cir. 1984), and USA v.

Hill, 798 F.2d 402 (10th Cir. 1986), in asserting that the Court must make a factual determination at the time of sentencing that the restitution imposed is factually supported by a preponderance of the evidence. Petitioner's reliance on these cases is misplaced. In Hill and Watchman, the amount of restitution was in dispute and a factual finding was necessary prior to imposition at sentencing.

In Blanton's case, petitioner entered a plea of guilty to the crime charged. The amount of restitution was determined through judicial process and petitioner and his counsel were advised through the presentence report. At sentencing, petitioner did not contest the amount. Therefore restitution was imposed in accordance with the Victim and Witness Protection Act, 18 U.S.C. §3664.

Petitioner further contends that the Court erred in ordering \$23,044.66 "in restitution" without making a specific factual finding of the petitioner's ability to pay.


Petitioner incorrectly states the amount of restitution. Petitioner was charged in two separate criminal cases. In 87-CR-118 petitioner was ordered to pay restitution in the sum of \$7,280.00 and cost of prosecution in the sum of \$3,264.66. Under 18 U.S.C. §3663(d) the imposition of restitution is mandatory unless "the court determines that the complication and prolongation of the sentencing process resulting from the fashioning of an order of restitution ... outweighs the need to provide restitution to any

victim." The Court therefore imposed restitution upon finding that the condition set forth in §3663(d) was not applicable.

In case 88-CR-61 Blanton was fined a sum of \$12,550.00. This is not restitution, rather this is a punitive measure required under the Sentencing Guidelines. Under §5E4.2 United States Sentencing Guidelines, the Court must impose a fine unless it is determined that the defendant does not have the ability to pay the fine. The Court made a determination from a review of the presentence report, unopposed by petitioner, that Blanton had the ability to pay the fine.

Wherefore, premises considered, it is the Order of the Court that the motion of petitioner Joe Blanton, under Rule 35(a) F.R.Cr.P., is hereby DENIED.

IT IS SO ORDERED this 19th day of September, 1989.


H. DALE COOK
Chief Judge, U. S. District Court

1
ib

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,

Plaintiff,

v.

HAROLD MARVIN HEDGPATH,

Defendant.

SEP 18 1989
Jack C. Silver, Clerk
U.S. DISTRICT COURT

No. 89-CR-89-B ✓

MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss without prejudice the Indictment filed August 1, 1989, against Harold Marvin Hedgpath, defendant.

TONY M. GRAHAM
United States Attorney

FILED

SEP 18 1989

Jack C. Silver, Clerk
U.S. DISTRICT COURT

Ron Wallace
RON WALLACE
Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the court hereby orders dismissal of the Indictment.

Thomas R. Brett
THOMAS R. BRETT
United States District Judge

Date: Sept 19th 1989

RW:ssg

66
UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,

Plaintiff,

v.

TOMMY O. GLIDEWELL,

Defendant.

SEP 9 1989

Jack C. Silver, Clerk
U.S. DISTRICT COURT

No. 89-CR-102-B ✓

MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss the Indictment filed August 4, 1989, against Tommy O. Glidewell, defendant.

TONY M. GRAHAM
United States Attorney

By

GORDON B. CECIL
Assistant United States Attorney

FILED

SEP 18 1989

Jack C. Silver, Clerk
U.S. DISTRICT COURT

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the Indictment in this cause.

DATED this 18 day of September, 1989.

THOMAS R. BRETT
United States District Judge

Date:

GBC:ssg

United States District Court **F I L E D**

NORTHERN DISTRICT OF OKLAHOMA

SEP 13 1989

UNITED STATES OF AMERICA

V.

Jack C. Silver, Clerk
JUDGMENT IN A CRIMINAL CASE
U.S. DISTRICT COURT

Bill Vernon HENSON
P. O. Box 432
Gainesville, Missouri 65655

Case Number: 88-CR-152-001-B

Steven Gruebel

(Name and Address of Defendant)

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) Two of the Indictment, and
☐ not guilty as to count(s) _____.

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) Count Two of the Indictment.

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____.

☐ judgment of acquittal as to count(s) _____.

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

False Statements to the Veteran's Administration,
Title 18, United States Code, Section 1001

IT IS THE JUDGMENT OF THIS COURT THAT: the defendant is committed to the custody of the Attorney General for a period of two and a half (2½) years, on the condition that he serve 90 days in a jail-type treatment facility, is credited for time served, and the execution of the remainder of the sentence is suspended.

FURTHER, the defendant is placed on probation for two (2) years and three (3) months.

FURTHER, the defendant is ordered to participate in psychological counseling as directed by the U. S. Probation Office.

FURTHER, the defendant is ordered to pay restitution of \$4,979.80 to the Department of the Veteran's Administration, c/o Agent Cashier, 125 South Main, Muskogee, OK 74401, Claim No. C-2529 39 24.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50 pursuant to Title 18, U.S.C. Section 3013 for count(s) Two of the Indictment as follows:

IT IS FURTHER ORDERED THAT counts One, Three and Four of the Indictment are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

September 13, 1989

Date of Imposition of Sentence

Signature of Judicial Officer

The Honorable Thomas R. Brett

United States District Judge

Name and Title of Judicial Officer

9-13-89

Date

RETURN

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

Deputy

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By

Deputy Marshal

United States District Court

NORTHERN

District of

OKLAHOMA

FILED

SEP 13 1989

UNITED STATES OF AMERICA

V.

JAMES DAVID THORNBRUGH

JACK C. SILVER, Clerk
U.S. DISTRICT COURT
**JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT**

Case Number 89-CR-067-001-B

(Name of Defendant)

William D. Lunn

Defendant's Attorney

THE DEFENDANT:

- ☐ pleaded guilty to count(s) _____.
- ☒ was found guilty on count(s) 1, 2, 3, 4, 5 and 6 after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
18 USC 2113(d)	Armed Bank Robbery	1, 2 & 3
18 USC 924(c)	Possession of Firearm During Commission of a Crime of Violence	4, 5 & 6

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 300.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

559-76-5438

September 13, 1989

Defendant's mailing address:

208 S. 183rd East Avenue

Tulsa, Oklahoma 74108

Date of Imposition of Sentence

Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge

Name & Title of Judicial Officer

Defendant's residence address:

Same

9-13-89

Date

Defendant: THORNBURGH, JAMES DAVID
Case Number: 89-CR-067-001-B

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 543 Months.

Counts 1, 2, and 3: Three (3) months as to each count to run concurrently with each other.
Count 4: 60 months to run consecutive to sentences imposed in Counts 1, 2, & 3.
Count 5: 240 months to run consecutive to the sentence imposed in Count 4.
Count 6: 240 months to run consecutive to the sentence imposed in Count 5.

The Court makes the following recommendations to the Bureau of Prisons:

- ☒ The defendant is remanded to the custody of the United States Marshal.
☐ The defendant shall surrender to the United States Marshal for this district,
☐ at _____ a.m.
_____ p.m. on _____.
☐ as notified by the Marshal.
☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons
☐ before 2 p.m. on _____.
☐ as notified by the United States Marshal.
☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States MarshalBy _____
Deputy Marshal

Defendant: THORNBRUGH, JAMES DAVID
Case Number: 89-CR-067-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

60 months

Counts 1, 2, & 3: 5 Years as to each count.

Counts 4, 5, & 6: 3 Years as to each count.

All counts (1 thru 6) to run concurrently pursuant to T. 18, USC, 3624(e).

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Restitution shall be made in the total amount of \$18,399.00 as follows:

Local America Savings & Loan --\$4,046.00
3332 E. 51st Street
Tulsa, OK 74106

Continental Federal Savings & Loan --\$12,339.00
8015 E. 71st Street
Tulsa, OK 74133

Village South National Bank --\$2,014.00
6514 E. 101st Street, South
Tulsa, OK 74129

Defendant: THORNBRUGH, JAMES DAVID

Case Number: 89-CR-067-001-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) you shall submit to urinalysis as directed by the U. S. Probation Office.
- 16) you shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

FILED

United States District Court SEP 13 1989

NORTHERN District of OKLAHOMA

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

JESSE LEE JACKSON

Case Number 89-CR-025-001-E

(Name of Defendant)

June Tyhurst

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
42 USC 408(g)(2)	Use of a False Social Security Number	One

The defendant is sentenced as provided in pages 2 through 3 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☒ Count(s) Two, Three & Four of the Indictment ~~is~~(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

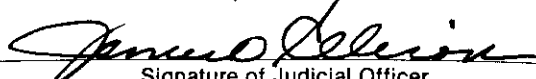
Defendant's Soc. Sec. Number:

448-48-1346September 13, 1989

Date of Imposition of Sentence

Defendant's mailing address:

18309 East 2nd StreetTulsa, Oklahoma 74108


 Signature of Judicial Officer
 The Honorable James O. Ellison
 United States District Judge
 Name & Title of Judicial Officer

Defendant's residence address:

Same as above

Date

Judgment—Page 2 of 3

Defendant: **Jesse Lee Jackson**
Case Number: **89-CR-025-001-E**

PROBATION

The defendant is hereby placed on probation for a term of three (3) years.

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

The defendant shall reside for a period of one (1) month, in the Salvation Army Prerelease Center, Tulsa, Oklahoma, and shall observe the rules of the facility.

Defendant: **Jesse Lee Jackson**
Case Number: **89-CR-025-001-E**

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) as directed by the U. S. Probation Officer, the defendant shall submit to urinalysis.
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) the defendant shall not possess a firearm, or any other dangerous weapon.

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By B. McLaughlin
Deputy

I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By H. Ooster
Deputy**United States District Court**

NORTHERN

District of

OKLAHOMA

UNITED STATES OF AMERICA

V.

**JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT**

CLAUDE HOWARD KILLION

Case Number 89-CR-010-001-B

(Name of Defendant)

David Booth

Defendant's Attorney

FILED**SEP 13 1989**

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One (1) of the Indictment
☐ was found guilty on count(s) _____
 plea of not guilty.

Jack C. Silver, Clerk
U.S. DISTRICT COURT

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18 USC 1163	Embezzlement from Indian Tribal Organization	One (1)

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) N/A (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50.00, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

443-24-9413

Defendant's mailing address:

27 "G" Street, NEMiami, Oklahoma 74354

Defendant's residence address:

Same as mailing address

September 13, 1989

Date of Imposition of Sentence

Thomas R. Brett

Signature of Judicial Officer

The Honorable Thomas R. Brett
United States District Judge

Name & Title of Judicial Officer

9-13-89

Date

Judgment—Page 2 of 4

Defendant:
Case Number:

PROBATION

The defendant is hereby placed on probation for a term of Four (4) Years .

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

Defendant: CLAUDE HOWARD KILLION
Case Number: 89-CR-010-001-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) ~~the defendant shall not possess a firearm, or other dangerous weapon.~~
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) the defendant shall submit to urinalysis testing as ordered by the U.S. Probation Office.

Defendant: CLAUDE HOWARD KILLION
Case Number: 89-CR-010-001-B

**RESTITUTION, FORFEITURE, OR
OTHER PROVISIONS OF THE JUDGMENT**

Restitution in the amount of \$7,120.50, as directed by the U.S. Probation Office to Western Surety Company, 101 South Phillips Avenue, Sioux Falls, South Dakota 57192.

United States District Court

Northern

DISTRICT OF

Oklahoma

FILED

SEP 11 1989

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Donna Alleta Cowles
500 South Denver
(Tulsa County Jail)
Tulsa, Oklahoma 74103

Case Number: 89-CR-060-002-E

(Name and Address of Defendant)

James Fransein

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) Four (4) of the Indictment, and
☐ not guilty as to count(s) _____.

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) Four (4) of the Indictment.

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____.
☐ judgment of acquittal as to count(s) _____.

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Title 18, United States Code 1029(a)(2). Use of an Unauthorized
Access Device to Obtain Items Worth More Than \$1,000.00

IT IS THE JUDGMENT OF THIS COURT THAT:

The defendant be committed to the custody of the Attorney General
for a period of thirty (30) months.

The defendant is ordered to make restitution of \$2,306.04 to
J.C. Penney Company, Fraud Division, Attn: Stan Duba,
P.O. Box 300, Dallas, Texas 75221.

United States District Court)
Northern District of Oklahoma)
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By B.M. Lough
Deputy

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

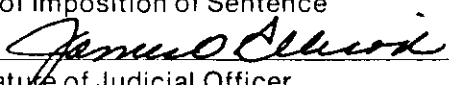
IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50.00 pursuant to Title 18, U.S.C. Section 3013 for count(s) Four of the Indictment as follows:

IT IS FURTHER ORDERED THAT counts Two and Three are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

September 11, 1989
 Date of Imposition of Sentence

 Signature of Judicial Officer
James O. Ellison, U.S. District Judge
 Name and Title of Judicial Officer
September 11, 1989
 Date

The Court recommends the defendant be placed in a protective custody facility.

The defendant shall have a comprehensive drug and alcohol program made available to her.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
 Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

 United States Marshal

By _____
 Deputy Marshal

United States District Court

FILED

NORTHERN DISTRICT OF OKLAHOMA

SEP 5 1989

UNITED STATES OF AMERICA

V.

Jack C. Silver, Clerk
U.S. DISTRICT COURT
JUDGMENT IN A CRIMINAL CASE

JOHN ROBERT HARRISON
690 Dolphin Avenue
Key Largo, Florida 33037

Case Number: **88-CR-084-001-C**

(Name and Address of Defendant)

William Clay

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☐ guilty ☐ nolo contendere] as to count(s) _____, and
☒ not guilty as to count(s) Three & Five of the Second Superseding Indictment.

THERE WAS A:

☐ finding ☒ verdict] of guilty as to count(s) Three of the Second Superseding Indictment.

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____
☐ judgment of acquittal as to count(s) _____
The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Interstate Travel to Facilitate a Narcotics Enterprise,
Title 18, United States Code, Section 1952

IT IS THE JUDGMENT OF THIS COURT THAT:

the defendant be committed to the custody of the Attorney General for a period of five years to run concurrent with the sentence imposed in Count One of the Second Superseding Indictment. In addition, the defendant shall pay costs of prosecution totaling \$2,143.29.

United States District Court) SS
Northern District of Oklahoma)
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By

Deputy

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50
pursuant to Title 18, U.S.C. Section 3013 for count ~~(a) Three of the Second Superseding~~ as follows:
Indictment

IT IS FURTHER ORDERED THAT count ~~Five of the Second Superseding Indictment~~ **DISMISSED**
~~on the motion of the United States~~ by the Court.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

August 31, 1989

Date of Imposition of Sentence



Signature of Judicial Officer

The Honorable H. Dale Cook

Chief U. S. District Judge

Name and Title of Judicial Officer

Date

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____

Deputy Marshal

SW

United States District Court

NORTHERN District of OKLAHOMA

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

JOHN ROBERT HARRISON

Case Number 88-CR-084-001-C

FILED

SEP 5 1989

(Name of Defendant)

William Clay Jack C. Silver, Clerk
Defendant's Attorney S. DISTRICT COURT

THE DEFENDANT:

- ☐ pleaded guilty to count(s) _____
☒ was found guilty on count(s) One (I) of the Second Superseding Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense
21:846	Conspiracy to Possess With Intent
21:841(a)(1)	to Distribute and to Distribute
21:841(b)(1)(A)(ii)	Cocaine

Count Number(s) _____
 United States District Court) SS
 Northern District of Oklahoma)
 I hereby certify that the foregoing
 is a true copy of the original on file
 in this Court.

Jack C. Silver, Clerk

By R. M. Silver
Deputy

The defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☒ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☐ It is ordered that the defendant shall pay to the United States a special assessment of \$ _____, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

267-11-6658

Defendant's mailing address:

690 Dolphin Avenue

Key Largo, Florida 33037

Defendant's residence address:

Same as above

August 31, 1989

Date of Imposition of Sentence

H. Dale Cook
Signature of Judicial Officer

The Honorable H. Dale Cook
Chief U. S. District Judge

Name & Title of Judicial Officer

Date

Defendant: John Robert Harrison
Case Number: 88-CR-084-001-C

Judgment—Page 2 of 5

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 240 months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: John Robert Harrison
Case Number: 88-CR-084-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Five (5) years _____

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: John Robert Harrison
Case Number: 88-CR-084-001-C

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) the defendant shall submit to urinalysis as directed by the probation officer.
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) the defendant shall not possess a firearm or other dangerous weapon without the permission of the probation office.

Defendant: John Robert Harrison
Case Number: 88-CR-084-001-C

FINE WITH SPECIAL ASSESSMENT

The defendant shall pay to the United States the sum of \$ 25,050 , consisting of a fine of \$ 25,000 and a special assessment of \$ 50 .

☐ These amounts are the totals of the fines and assessments imposed on individual counts, as follows:

This sum shall be paid ☒ immediately.
☐ as follows:

- ☐ The Court has determined that the defendant does not have the ability to pay interest. It is ordered that:
- ☐ The interest requirement is waived.
 - ☐ The interest requirement is modified as follows: